

IN THE UNITED STATES BANKRUPTCY COURT, DISTRICT OF PUERTO RICO

IN RE: EELDA Y CASTRO GAVILLAN

Bkrtcy. No. 11-05324-BKT

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES
AND REPORT ON CONFIRMATION

Petition Filing Date:	Jun 24, 2011	Meeting Date	Aug 18, 2011	DC Track No.	<i>b</i>
Days from petition date	55	Meeting Time	10:00 AM		
910 Days before Petition	12/26/2008	<input type="checkbox"/> Chapter 13 Plan Date	Aug 16, 2011 Dkt.# 13	<input type="checkbox"/> Amended.	
This is debtor(s)	<i>2nd</i>	<i>(2nd w/ more than 10 yrs as a filer)</i>		Plan Base:	\$34,860.00
This is the	<i>1st</i>	Scheduled Meeting	Confirmation Hearing Date:	Sep 16, 2011	Time: <i>2:30 PM</i>
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	Ck/MO No.		Date	Amount	Total Paid In: <i>\$570.00</i>

I. <u>Appearances:</u>	<input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference	<input type="checkbox"/> Creditor(s) present: <input type="checkbox"/> None.
<input checked="" type="checkbox"/> Debtor Present	<input checked="" type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Debtor Absent	
<input type="checkbox"/> Joint Debtor Present	<input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Joint Debtor Absent	
Debtor(s) was/were	<input checked="" type="checkbox"/> Examined <input type="checkbox"/> Not Examined under oath.	
Attorney for Debtor(s)	<input type="checkbox"/> Present <input type="checkbox"/> Not Present	
<input type="checkbox"/> Substitute attorney: <i>A. Carrión</i>	<input type="checkbox"/> Pro-se.	

II. Attorneys Fees as per R 2016(b) Statement	Attorney of record:	MARILYN VALDES ORTEGA*
Total Agreed: \$3,000.00	Paid Pre-Petition: \$350.00	Outstanding: \$2,650.00 THROUGH THE PLAN

III. Trustee's will file Motion to Dismiss:	<input type="checkbox"/> For Failure to appear; <input type="checkbox"/> For Failure to commence payments.
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IV. Trustee's Report on Confirmation & Status of §341 Meeting		
Debtor(s) Income is (are)	<input type="checkbox"/> Under <input checked="" type="checkbox"/> Above Median Income.	Liquidation Value: <i>6,000</i>
Commitment Period is	<input type="checkbox"/> 36 <input checked="" type="checkbox"/> 60 months. <i>[\$1325(b)(1)(B)]</i>	Gen. Unsecured Pool: <i>Q</i>
<i>8/4/11</i> The Trustee	<input type="checkbox"/> RECOMMENDS <input checked="" type="checkbox"/> OBJECTS <i>Plan confirmation.</i>	
§341 Meeting	<input type="checkbox"/> CONTINUED <input type="checkbox"/> NOT HELD <input type="checkbox"/> CLOSED <input type="checkbox"/> HELD OPEN FOR ____ DAYS	
§341 Meeting Rescheduled for:		

V. Trustee's OBJECTIONS to Confirmation: <i>① other</i>	
<input checked="" type="checkbox"/> FEASIBILITY <i>[\$1325(a)(6)]</i>	<input type="checkbox"/> INSUFFICIENTLY FUNDED <input type="checkbox"/> To pay §507 <input type="checkbox"/> Fails Creditor's Best Interest Test <i>§1325(A)(4)</i>
<input checked="" type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS	<input type="checkbox"/> Tax returns requirements. <i>[\$1308]</i>
<input type="checkbox"/> Failure to comply with DSO requirements	<input type="checkbox"/> Plan not filed in Good Faith <i>§1325(a)(3)</i> <input type="checkbox"/> Unfair Discrimination <i>§1322(a)(3)</i>

ADDITIONAL OBJECTIONS / COMMENTS:

*1) Debtor must upload 2007-2009 tax returns through
TDSFA (Puerto Rico)*

*2) Trustee to review food expenses. The same are almost
\$300.00 over IRS standards.*

/s/ José R. Carrión
Trustee

JRC
Presiding Officer

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Date: Aug 18, 2011